1 2 3	Erin P. Gibson (SBN 229305) Catherine Huang (SBN 299696; to be admitted <i>pro hac vice</i>) DLA Piper LLP (US) 401 B Street, Suite 1700 San Diego, California 92101-4297 T: 619.699.2862	
4	T: 619.699.2862 F: 619.764.6662 erin.gibson@dlapiper.com	
5 6	Michael D. Hynes (to be admitted <i>pro hac vice</i>) DLA Piper LLP (US) 51 John F. Kennedy Parkway, Suite 120	
7	T: 973.520.2550	
8 9	F: 212.884.8642 michael.hynes@dlapiper.com	
10	Stuart E. Pollack (to be admitted <i>pro hac vice</i>) DLA Piper LLP (US) 1251 Avenue of the Americas, 27th Floor	
11 12	New York, New York 10020-1104 T: 212.335.4500 F: 212.884.8464	
13	stuart.pollack@dlapiper.com Attorneys for Plaintiff Immunomedics, Inc.	
14	nitorneys for I taining Immunomeates, inc.	
15	UNITED STATES DISTRICT COURT	
16	FOR THE SOUTHERN DISTRICT OF CALIFORNIA	
17	In re SUBPOENA ON TNK	Case No. <u>'16CV1527 BAS KSC</u>
18 19	THERAPEUTICS, INC.	
20	IMMUNOMEDICS, INC.,	PLAINTIFF IMMUNOMEDICS, INC.'S MOTION TO ENFORCE SUBPOENA AND COMPEL
21	Plaintiff,	PRODUCTION OF DOCUMENTS FROM THIRD PARTY TNK
22	V.	THERAPEUTICS, INC.
23	ROGER WILLIAMS MEDICAL CENTER, RICHARD P. JUNGHANS,	Action pending in the District of New Jersey, Case No. 2:15-cv-04526-
24	CENTER, RICHARD P. JUNGHANS, M.D., Ph.D., STEVEN C. KATZ, M.D., ABC ENTITIES 1-10, and JOHN DOES 1-10,	JLL-JAD]
25	Defendants.	
26		
27		
DLA PIPER LLP (US)	EAST\125317681.1	PLAINTIFF'S MOTION TO ENFORCE SUBPOENA AND COMPEL PRODUCTION OF DOCUMENTS; CASE NO

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD: 1 2 PLEASE TAKE NOTICE that as soon as counsel may be heard, Plaintiff Immunomedics, Inc. will and hereby moves this Court pursuant to Federal Rule of 3 Civil Procedure 45 for an order compelling TNK Therapeutics, Inc. to produce 4 documents as requested in Plaintiff's subpoena. This filing relates to an action 5 currently pending in the U.S. District Court for the District of New Jersey, Case No. 6 7 2:15-cv-04526-JLL-JAD, and a subpoena issued from the same court that was served in the Southern District of California and requested a response in the 8 Southern District of California. This Motion is based upon this Motion, the accompanying Memorandum of 10 Points and Authorities, the Declaration of Catherine Huang and the related Exhibits 11 12 thereto, and any such other matters that the Court deems appropriate. 13 Dated: June 17, 2016 Respectfully submitted, 14 15 /s/ Erin P. Gibson Erin P. Gibson (SBN 229305) 16 Catherine Huang (SBN 299696; 17 to be admitted pro hac vice) DLA Piper LLP (US) 18 401 B Street, Suite 1700 19 San Diego, California 92101-4297 T: 619.699.2862 20 F: 619.764.6662 erin.gibson@dlapiper.com 21 22 Michael D. Hynes (to be admitted *pro hac vice*) 23 michael.hynes@dlapiper.com 24 51 John F. Kennedy Parkway, Suite 120 Short Hills, New Jersey 07078-2704 25 T: 973.520.2550 26 F: 973.520.2551 27 28 -1-PLAINTIFF'S MOTION TO ENFORCE SUBPOENA EAST\125317681.1 DLA PIPER LLP (US) AND COMPEL PRODUCTION OF DOCUMENTS;

CASE NO.

Case|| 3:16-cv-01527-BAS-KSC | Document 1 | Filed 06/17/16 | PageID.3 | Page 3 of 3 1 Stuart E. Pollack (to be admitted pro hac vice) 2 stuart.pollack@dlapiper.com 3 1251 Avenue of the Americas, 27th Floor New York, New York 10020-1104 4 T: 212.335.4500 5 F: 212.335.4501 6 Steven R. Marino (to be admitted pro hac vice) 7 steven.marino@dlapiper.com 8 51 John F. Kennedy Parkway, Suite 120 Short Hills, New Jersey 07078-2704 9 T: 973.520.2544 10 F: 973.520.2584 11 Attorneys for Plaintiff 12 Immunomedics, Inc. 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 -2-28 PLAINTIFF'S MOTION TO ENFORCE SUBPOENA EAST\125317681.1 DLA PIPER LLP (US) AND COMPEL PRODUCTION OF DOCUMENTS; SAN DIFGO CASE NO.